

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

JAMES E. SHELTON,	)	Judge Christopher A. Boyko
	)	
Plaintiff,	)	Case No. 1:19-cv-01205
	)	
v.	)	
	)	<u>DECLARATION OF MICHAEL O'HARE</u>
BLINDBID INC., dba TCPA LITIGATOR	)	
LIST, et al.	)	
	)	
Defendants,	)	
_____	)	

I, Michael O'Hare, declare under penalty of perjury and state as follows:

1. I am a citizen of Colorado.
2. I am an authorized representative of Blindbid, Inc. ("Blindbid"), which is a Colorado corporation.
3. Neither Blindbid nor I have ever compiled or provided anyone with a consumer report.
4. Neither Blindbid nor I are in the business of selling consumer reports nor have we ever sold anyone consumer reports.
5. Neither Blindbid nor I have ever been a consumer reporting agency.
6. Neither Blindbid nor I have ever provided information to anyone to be used or intended to be used in whole, or in part, to make a credit decision.
7. Neither I nor Blindbid have ever furnished any reports designed to bear on a consumer's credit worthiness, credit standing, credit capacity, character, general reputation, personal characteristics, or mode of living, which is used or expected to be used or collected in whole or in part for the purpose of serving as a factor in establishing the person's eligibility for extension of credit or employment purposes.

8. Neither Blindbid nor I regularly engaged in whole, or in part, in the practice of assembling or evaluating consumer credit information or other information on consumers for the purpose of furnishing consumer reports to third parties.

9. Plaintiff runs a website called <http://www.finalverdictsolutions.com/home.html>.

10. On his website, Plaintiff professes to be a “professional judgment recovery specialist.”

11. In the past, Plaintiff’s website contained a tab called “James TCPA Cases” which stated the following when you clicked on the tab:



12. I conducted a search of Plaintiff’s name on the federal court filing system PACER.gov. My search showed that Plaintiff has filed approximately 30 cases in Pennsylvania, Ohio and other jurisdictions over the last 2-3 years as shown in the following table:

2018	CTDC	James	Shelton	pla	3:2018cv01801	<i>Shelton V. Post University Inc</i>
2019	OHNDC	James	Shelton	pla	1:2019cv01026	<i>Shelton V. Health Insurance Innovations, Inc.</i>
2018	FLMDC	James	Shelton	pla	6:2018cv01335	<i>Shelton V. CSG Solutions Consulting LLC Et al</i>
2018	IDDC	James	Shelton	pla	1:2018cv00313	<i>Shelton V. Paramount Holding Company LLC</i>
2019	ILNDC	James	Shelton	pla	1:2019cv01983	<i>Newell Et al V. Gohealth LLC</i>

2018	NJDC	James	Shelton	pla	1:2018cv09915	<i>Shelton V. Pivotal Payment Systems, Inc. Et al</i>
2018	NJDC	James	Shelton	pla	2:2018cv11294	<i>Shelton V. Merchant Flow Financial Corporation Et al</i>
2018	NJDC	James	Shelton	pla	3:2018cv13404	<i>Shelton V. Gallant Ventures LLC Et al</i>
2018	NYEDC	James	Shelton	pla	2:2018cv04413	<i>Shelton V. Nest Planner LLC Et al</i>
2017	OHNDC	James	Shelton	pla	1:2017cv01868	<i>Shelton V. LIG International LLC Et al</i>
2019	OHNDC	James	Shelton	pla	1:2019cv00081	<i>Shelton, Et al V. Direct Energy, Lp, Et al</i>
2016	PAEDC	James	Shelton	pla	2:2016cv01650	<i>Shelton V. Experian Information Solutions, Inc. Et al</i>
2017	PAEDC	James	Shelton	pla	2:2017cv02367	<i>Shelton V. Mark D. Guidubaldi &amp; Associates LLC Et al</i>
2017	PAEDC	James	Shelton	pla	2:2017cv02368	<i>Shelton V. Doan Solutions, LLC Et al</i>
2017	PAEDC	James	Shelton	pla	2:2017cv02620	<i>Shelton V. Icapital Cash Group Inc. Et al</i>
2017	PAEDC	James	Shelton	pla	2:2017cv02851	<i>Shelton V. Merchant Source Inc. Et al</i>
2017	PAEDC	James	Shelton	pla	2:2017cv03301	<i>Shelton V. Fundbox, Inc.</i>
2017	PAEDC	James	Shelton	pla	2:2017cv04063	<i>Shelton V. National Gas &amp; Electric, LLC</i>
2018	PAEDC	James	Shelton	pla	2:2018cv01655	<i>Shelton V. Centerpointe Lending Student Loan Servcs Et al</i>
2018	PAEDC	James	Shelton	pla	2:2018cv02071	<i>Shelton V. Fast Advance Funding, LLC</i>
2018	PAEDC	James	Shelton	pla	2:2018cv02070	<i>Shelton V. Target Advance LLC</i>
2018	PAEDC	James	Shelton	pla	2:2018cv02072	<i>Shelton V. Paramount Holding Company, LLC</i>
2018	PAEDC	James	Shelton	pla	2:2018cv02186	<i>Shelton V. Capital Advances LLC Et al</i>
2018	PAEDC	James	Shelton	pla	2:2018cv02187	<i>Shelton V. Arete Financial Group Et al</i>
2018	PAEDC	James	Shelton	pla	2:2018cv02259	<i>Shelton V. RFR Capital LLC Et al</i>
2018	PAEDC	James	Shelton	pla	2:2018cv02545	<i>Shelton V. National Student Assist LLC Et al</i>
2018	PAEDC	James	Shelton	pla	2:2018cv02759	<i>Shelton V. Ivest 360, LLC Et al</i>
2018	PAEDC	James	Shelton	pla	2:2018cv03723	<i>Shelton V. Fcs Capital LLC Et al</i>
2018	PAEDC	James	Shelton	pla	2:2018cv04375	<i>Shelton Et al V. Direct Energy, Lp, Et al</i>
2018	PAWDC	James	Shelton	pla	2:2018cv00615	<i>Abramson V. Agentra, LLC</i>
2017	WVND	James	Shelton	pla	5:2017cv00179	<i>Mey V. Directv, LLC Et al</i>

13. Neither Blindbid nor I have ever conducted any businesses in Ohio.

14. Neither Blindbid nor I have ever owned any real property in Ohio.

15. Neither Blindbid nor I have ever contracted to sell goods or services in Ohio.

16. I am forty-nine (49) years old.

17. To the best of my recollection, I have been to Ohio exactly once when I was ten (10) years old.

18. Neither Blindbid nor I have ever been sued in Ohio.

19. Neither Blindbid nor I have ever done any sort of business in Ohio.

20. Neither Blindbid nor I have had any contacts with the State of Ohio before this lawsuit.

21. I do not conduct any business in Ohio, let alone, “regularly” and have not derived any revenue from goods used or consumed in this state to the best of my knowledge and belief.

22. I have no contracts with anyone in Ohio.

23. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, recollection and belief.

Executed this 31 day of May 2019.

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Michael O'Hare